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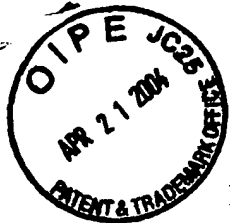
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Deep & Ref
Room #307
BRANCH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 APR 23 PM 3:17

In re application of

Hidenobu HAMADA

Serial No. 09/883,949

Filed June 20, 2001

OPTICAL DEVICE

:
: **Attn: ACCOUNTING DIVISION**
: **REFUND BRANCH**

:
: **Attorney Docket No. 2001_0776A**
: **Confirmation No. 2657**

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests a refund of the \$110 PTO fee charged to Deposit Account No. 23-0975 on September 26, 2003. The corresponding fee code indicates that the charge is for a one month extension of time. This is incorrect.

Applicant's attorney received an Office Action dated July 2, 2003 which set a one month period for response. Therefore, the shortened period of response expired on August 2, 2003. A Response to Restriction Requirement was submitted to the PTO on July 25, 2003, but it mistakenly had a date of June 25, 2003 at the bottom of the page. A PTO date stamped postcard is enclosed as evidence of this mistake. On August 19, 2003, a Correction of Minor Typographical Mistake was sent to the PTO. This document was *not to replace the Response, but to request that the PTO recognize the date of the Response as July (not June) 25, 2003*. It is assumed by the Applicant's attorney that this second document of August 19th is the cause of the charge in question.

Since the Response was submitted within the established time period of one month, the charge incurred on September 26, 2003 is incorrect. Kindly credit the refund of \$110 to the

Adjustment date: 05/05/2004 EEKUBAY1
09/26/2003 JROBERTS 00000003 230975 09883949
01 FC:1251 110.00 CR

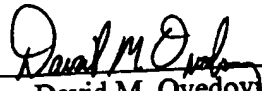
STATUS AND ENTITY
BRANCH

deposit account of undersigned, no. 23-0975.

2004 APR 23 PM 3:17

Respectfully submitted,

Hidenobu HAMADA

By 
David M. Ovedovitz
Registration No. 45,336
Attorney for Applicant

DMO/ker
WENDEROTH, LIND & PONACK, L.L.P.
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Washington, D.C. 20006-1021
Telephone (202) 721-8200
Facsimile (202) 721-8250
April 21, 2004

2001_0776A



ATTY DOCKET #: 2001_0776A
Confirmation No. 2657
OUR REF: 2001_0776A/DRO/01413
Applicant: Hidenobu HAMADA
Serial No: 09/883,949 Filing Date: June 20, 2001
Title: OPTICAL DEVICE

STATUS AND ENTITY
Due Date: August 2, 2003

2004 APR 23 PM 3:17

Receipt of the following papers is acknowledged:

Response to Restriction Requirement

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

Date: July 25, 2003

Attorney: DRO/jlg



Check No. _____